

MAR 24 2008

FACSIMILE TRANSMITTAL FORM	Application Number	09/874801
	Confirmation Number	5916
	Filing Date	June 5, 2001
	First Named Inventor	Simonelli, Peter
	Examiner Name	
Fax: 571-273-8300	Attorney Docket Number	63910US003
Total Number of Pages in This Submission: 6		
Date: 3-24-08	Attorney for Applicant: Pamela L. Stewart	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Amendment Transmittal	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosures: Power of Attorney to Prosecute Applications Before the USPTO with attachments: Statement under 37 CFR 3.73(b)
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR § 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts under 35 USC 371 in US Designated/ Elected Office (DO/EO/US)	<input type="checkbox"/> Request for Refund <input type="checkbox"/> Request for Continued Examination (RCE) Transmittal	
<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance Communication to Technology Center	
REMARKS:		

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION
 MAY CONTAIN CONFIDENTIAL OR LEGALLY PRIVILEGED INFORMATION
 INTENDED ONLY FOR THE PERSON OR ENTITY NAMED BELOW.

If you are not the intended recipient, please do not read, use, disclose, distribute or copy this transmission.
 If this transmission was received in error, please immediately notify me by telephone directly at 651-733-2059 or
 651-733-1500, and we will arrange for its return at no cost to you.

RECEIVED
CENTRAL FAX CENTER

MAR 24 2008

PTO/SB/80 (04-05)

Approved for use through 11/30/2006. OMB 0651-0035
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number:

32692



OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒ The address associated with Customer Number:

32692



OR

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Email		

Assignee Name and Address:

3M Innovative Properties Company
P.O. Box 33427
St. Paul, MN 55133-3427

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	7/7/05
Name	Robert W. Sprague	Telephone	651-733-4247
Title	Secretary, 3M Innovative Properties Company		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

MAR 24 2008

32692

Customer Number

Patent
Case No.: 63910US003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: SIMONELLI, PETER

Application No.: 09/874801,

Confirmation No.: 5916

Filed: June 5, 2001

Title: MOISTURE AND CONDENSATION BARRIER FOR BUILDING STRUCTURES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FILING OF PAPERS AND FEES BY EXPRESS MAILING

Pursuant to 37 CFR § 1.10, these documents are being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Express Mail Label No.: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300.
- ☐ transmitted to United States Patent and Trademark Office on the date shown below via the Office electronic filing system.

3-24-08

Date

Signed by:

Jenny Titomerson

STATEMENT UNDER 37 CFR § 3.73(b)

The undersigned states that 3M Innovative Properties Company, a corporation organized and existing under the laws of the State of Delaware, United States of America, is:

1. ☒ the assignee of the entire right, title, and interest; or.
2. ☐ an assignee of less than the entire right, title, and interest. The extent (by, percentage) of its ownership interest is _____%.

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
- OR

B. ☒ A chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee is shown below:

1. ☒ From the inventor(s) to Moisture Barriers Unlimited, Inc. for which a copy thereof is attached.
2. ☒ From Moisture Barriers Unlimited, Inc. to Bondo Corporation. The document was recorded in the United States Patent and Trademark Office at Reel 013652, Frame 0020.
3. ☒ From Bondo Corporation to 3M Innovative Properties Company. The document was recorded in the United States Patent and Trademark Office at Reel 020266, Frame 0864.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

☒ Enclosed is a Power of Attorney to Prosecute Applications before the USPTO and Correspondence Address Indication Form.

The undersigned Practitioner of Record is authorized to act on behalf of the assignee.

March 24, 2008
Date

By: Pamela L. Stewart
Pamela L. Stewart, Reg. No.: 45,707
Telephone No.: 651-733-2059

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: 651-736-3833

Attachment – Copy of Assignment from Inventor(s) to Moisture Barriers Unlimited, Inc.

12/13/2002 09:06 38374097
 Dec-11-02 06:27A chris meister
 11-13-2002 11:13

JOHN R LEY LLC

PAGE 03

970 24 0211

P.03

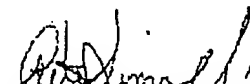
PATENT AND RELATED BUSINESS RIGHTS ASSIGNMENT

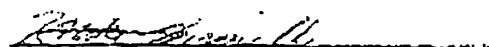
KNOW ALL MEN BY THESE PRESENTS:

That PETER SIMONELLI, MIKE SIMONELLI and CHRISTOPHER MEISTER (collectively, the "Assignors"), for and in consideration of the sum of Forty Six Thousand and no/100 (\$46,000.00), payable in the form of one promissory note payable to Peter Simonelli in the principal amount of Twenty Six Thousand and no/100 Dollars (\$26,000) and a second promissory note payable to Christopher Meister in the principal amount of Twenty Thousand and no/100 Dollars (\$20,000.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby assign, transfer, sell and convey unto MOISTURE BARRIERS UNLIMITED, INC., a Colorado corporation (the "Assignee") all rights, title and interest in that certain United States Patent or Patent Application (Docket No. 231.301), a copy of which is attached to this Assignment as Exhibit A, together with all of the Assignors' right, title, interest in and to any and all related proprietary information, whether related directly or indirectly, and all modifications or improvements to the patent or such proprietary information which may be designed or developed in the future, together with all rights incident thereto or associated with the same, including rights to any copyright or trademark applications which relate to the same, whether presently pending or subsequently submitted, and all resulting patents, copyrights or trademarks if any are issued, together with all proprietary business rights, product designs, business concepts, commercial applications, marketing plans and ideas, associated, directly or indirectly, with any and all matters relating to the relevant product which Assignors own any interest.

The Assignors represent and warrant that they have not previously transferred to any person or entity the rights transferred to the Assignee under this Assignment. The Assignors grant unto the Assignee full authority to do all things necessary to enforce the Assignors' rights transferred by this Assignment. The Assignors also agrees to execute, acknowledge and deliver all such further certificates, instruments and other documents, and to take all such further action as may be necessary or appropriate to give full effect this Assignment. The provisions of this Assignment shall be binding upon all of the heirs, successors, representatives and assigns of the Assignors.

EXECUTED to be effective as of the 25th day of July, 2001.


 Peter Simonelli


 Mike Simonelli


 Christopher Meister

12/13/2002 09:06 3037409017
Dec-11-02 06:28A chris meister

JOHN R LEY LLC

PAGE 04

970 4 0211

P.04

STATE OF COLORADO
COUNTY OF ARAPAHOE

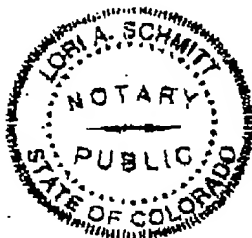
ss.

The foregoing Patent and Related Business Rights Assignment instrument was acknowledged before me this 11th day of February, 2002, by Peter Simonelli, Mike Simonelli and Christopher Meister, each in their individual capacity.

WITNESS my hand and official seal.

My Commission Expires: 7/23/05

(SEAL)



Loria Schmitt
Notary Public

TOTAL P.03